

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE

IN RE: )  
            )  
ARGRETTA LORRAINE SIMON ) CHAPTER: 13  
8120 BOSTIC DRIVE ) CASE NO.: 18-02542  
SMYRNA, TN 37167 ) JUDGE: WALKER  
SSN : XXX-XX-3040 )  
            )  
Debtor              )

**The deadline for filing a timely response is 10/02/19.**

**If a response is timely filed the hearing date will be: 10/16/19 at 8:30 a.m. Customs House,  
Courtroom 1, 701 Broadway, 2<sup>nd</sup> Floor, Nashville, TN 37203**

**DEBTOR'S RESPONSE TO TRUSTEE'S MOTION TO DISMISS CHAPTER 13 CASE**

The Debtor, by and through counsel, Rothschild and Ausbrooks, PLLC, respectfully responds to the Trustee's Motion to Dismiss as follows:

- 1) The Debtor would stipulate that her payments were \$1,584.00 monthly. The Debtor fell behind on payments when several of her patients passed away or were moved to nursing homes. Her income has stabilized and she is confident in her ability to resume payments.
- 2) The Debtor mailed a payment in the amount of \$1,584.00 on September 26, 2019 and will make payment via TFS going forward.
- 3) The Debtor would pay all future tax refunds over the life of the plan to the Chapter 13 Trustee and the plan would be placed on probation and may be dismissed upon application of the trustee in the event of a future plan payment default.
- 4) The Debtor attended the Trustee's Money Management Course on April 17, 2018.

PREMISES CONSIDERED, Debtor asks the Court to deny the Trustee Motion to Dismiss Chapter 13 Case.

Respectfully submitted,

/s/ Mary Beth Ausbrooks

Mary Beth Ausbrooks  
ROTHSCHILD & AUSBROOKS, PLLC  
Attorney for Debtor(s)  
1222 16<sup>th</sup> Avenue South, Suite 12  
Nashville, TN 37212  
(615) 242-3996 (telephone)  
(615) 242-2003 (facsimile)  
[notice@rothschildbklaw.com](mailto:notice@rothschildbklaw.com)

**CERTIFICATE OF SERVICE**

I certify that on this 27th day of September, 2019, I served a copy of the foregoing in the following manner:

***Email by Electronic Case Noticing to:***

Asst. U.S. Trustee  
Henry E. Hildebrand, III, Chapter 13 Trustee

***By U.S. Postal Service, postage prepaid to:***

The Debtor at the above address

/s/ Mary Beth Ausbrooks

Mary Beth Ausbrooks-CMK

1 TOTAL USPS MAILINGS: \$1.00